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**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF ARIZONA**

A.D. and C. by CAROL COGHLAN
CARTER, their next friend;
S.H. and J.H., a married couple;
M.C. and K.C., a married couple;
for themselves and on behalf of a class of
similarly-situated individuals,
Plaintiffs,

vs.

KEVIN WASHBURN, in his official
capacity as Assistant Secretary of BUREAU
OF INDIAN AFFAIRS;
SALLY JEWELL, in her official capacity as
Secretary of Interior, U.S. DEPARTMENT
OF THE INTERIOR;
GREGORY A. McKAY, in his official
capacity as Director of ARIZONA
DEPARTMENT OF CHILD SAFETY,
Defendants.

No. CV-15-1259-PHX-NVW

**DECLARATION OF STEVEN
MISKINIS**

Steve Miskinis, being an attorney with the United States Department of Justice, does
hereby affirm under penalties of perjury:

- 1 1. I am an attorney with the United States Department of Justice. I represent Kevin
2 Washburn, Assistant Secretary of Indian Affairs, United States Department of the
3 Interior, and Sally Jewell, Secretary, United States Department of the Interior
4 ("federal defendants") in this matter.
- 5 2. I respectfully submit this declaration in support of the federal defendants' Motion to
6 Dismiss.
- 7 3. The statements made in this declaration are based upon my personal knowledge, or
8 upon information available to me in my official capacity, and are true and correct to
9 the best of my knowledge and belief.
- 10 4. Pursuant to this Court's Order of July 9, 2015 (ECF No. 7), I conferred
11 telephonically with counsel for Plaintiffs on October 1, 2015. On this call I advised
12 Plaintiffs that the federal defendants intended to raise standing, ripeness, and other
13 jurisdictional challenges in their forthcoming motion to dismiss, as well as seeking
14 dismissal for failure to state a claim on Plaintiffs' counts directed to the federal
15 defendants.
- 16 5. Plaintiffs did not agree that their Complaint was deficient and in light of the
17 disagreement, the parties concluded that the meet and confer obligations had been
18 met.
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1 **RESPECTFULLY SUBMITTED** this 16th day of October, 2015 by:

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4 JOHN C. CRUDEN
5 Assistant Attorney General
6 Environment and Natural Resources Division
United States Department of Justice

7 /s/_____
8 Steve Miskinis
9 Indian Resources Section
10 Ragu-Jara Gregg
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CERTIFICATE OF SERVICE

I hereby certify that on October 16, 2015, I electronically transmitted the attached document to the Clerk's Office using the CM/ECF System for filing and transmittal of a Notice of Electronic Filing to the following CM/ECF registrants:

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